



01-06-03

3739

Attorney's Docket No. 100698.0026US1

PATENT

L. Parks  
1-11-03  
#9/IDS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Michael Kiernen**  
Application No: **09/980890**  
Filed: **December 4, 2001**  
For: **Tissue Rejuvenation by  
Illuminating Radiation**

Group: **Not yet determined**

Examiner: **Not yet determined**

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TECHNOLOGY CENTER R3700

Assistant Commissioner for Patents  
Washington, D.C. 20231

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WITHIN THREE MONTHS OF FILING OR  
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. 1.97(b))

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application, or before the mailing date of a first Office action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under § 1.114, whichever event occurs last. 37 C.F.R. 1.97(b).

Respectfully submitted,

Date: 1/2/03

By:

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CERTIFICATE OF MAILING (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail, having mailing label No. EV193158125US, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Erika Simpson

Date: 1/2/03



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Sir:


In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the United States Patent and Trademark Office of all references coming to the attention of the Applicant(s) or attorneys or agents for Applicant(s) which are or may be material to the examination of the subject application, attorneys for the Applicant(s) hereby invite the Examiner's attention to the references listed in the accompanying PTO Form 1449 entitled "List of References Cited".

This submission is understood to complement the results of the Examiner's own independent search. The submission of this Disclosure Statement should not be construed as a representation that a search was made, or that the cited items are inclusive of all relevant and material citations that may be available publicly.

The citation of any item is not an admission that the item is "prior art" against the subject application. The right is reserved to antedate any item according to standard procedures.

Respectfully submitted,  
Rutan & Tucker, LLP

Dated: 1/2/03

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